

AGENDA



Thursday, April 30, 2009

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION****Item No. 7**

Subject: Authorize the acquisition of 19,846 square feet of additional right-of-way and 29,428 square feet of waterline and lateral support (slope) easement out for the Wells Branch Parkway Extension Project of the L. C. Cunningham Survey No. 68, Abstract No. 163, Travis County, Texas, located at Wells Branch Parkway from SEALY HEATHERWILDE, L.P., for an in-kind contribution amount of \$56,165.

Amount and Source of Funding: Funding is available in the Fiscal Year 2008-2009 Capital Budget of Public Works. Related to Items #8 & 13.

Fiscal Note: A fiscal note is attached.

For More Information: Kevin Sweat 974-7017; Lauraine Rizer 974-7078; April Thedford 974-7141

The design plans for Wells Branch Parkway Extension require the acquisition of 19,846 square feet of additional right-of-way and 29,428 square feet of waterline and lateral support (slope) easement across land located at Wells Branch Parkway.

An independent third party appraisal established the fair-market value of the proposed right of way and easements at \$110,546. The owner has agreed to donate the right-of-way and easement in exchange for in kind contributions in the amount of \$56,165 that are incorporated into the construction contract for Wells Branch Parkway Extension for a net savings to the City of \$54,381. The in-kind contributions added to the City contract include: Full turn movement left hand turn lanes and median cuts (2) - \$5,200; Driveways (2) - \$2,680; Shade trees and maintenance for 2 growing seasons - \$11,185; Extend waterline to northwest corner of property and install sleeve across right-of-way for waterline - \$37,100 for a total in-kind contribution of \$56,165.

The owner previously granted the City a right of entry and 90-day possession of the property to facilitate the street permitting process. Approval of this action will authorize release of the transfer documents previously deposited in escrow by the Owner and City.